

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of  
Mordechai ZUSSMAN, et al.  
Appln. No.: 10/505,210

Docket No: Q67487

Group Art Unit: Not Yet Assigned

Confirmation No.: Not Yet Assigned

Examiner: Not Yet Assigned

Filed: August 20, 2004

For: WIRELESS PROVIDER MONITORING OF CATV SEGMENT

**SUBMISSION OF EXECUTED DECLARATION**

**MAIL STOP PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In view of the application filed on August 20, 2004 without the appropriate executed documents, and since Applicant's attorney has not yet received the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)," for the above application, Applicant submits herewith a copy of the Declaration for the above identified application properly executed by the inventors.

A check for the statutory fee of \$65.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

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SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

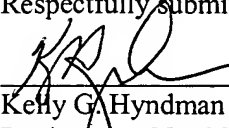
WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: December 16, 2004

Respectfully submitted,

  
\_\_\_\_\_  
Kelly G. Hyndman  
Registration No. 39,234

**DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**

As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**WIRELESS PROVIDER MONITORING OF CATV SEGMENT**

the application of which  
☐ is attached hereto

OR

☒ was filed on August 20, 2004 as United States Application Number  
 or PCT International Application Number \_\_\_\_\_  
 (Confirmation No. \_\_\_\_\_), and was amended on  
 \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part application(s), material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before that of the application on which priority is claimed.

| Prior Application Number(s) | Country | Filing Date | Priority Claimed         |                          |
|-----------------------------|---------|-------------|--------------------------|--------------------------|
|                             |         |             | Yes                      | No                       |
|                             |         |             | <input type="checkbox"/> | <input type="checkbox"/> |

I hereby claim benefit under 35 United States Code §119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date       |
|-----------------------|-------------------|
| 60/357,650            | February 20, 2002 |

I hereby claim benefit under 35 United States Code §120 of any United States application(s) or §365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge my duty to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| Prior U.S. or International Application Number(s) | U.S. or International Filing Date | Status  |
|---|-----------------------------------|---------|
| PCT/US02/33650                                    | November 21, 2002                 | Pending |

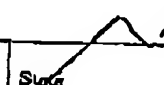
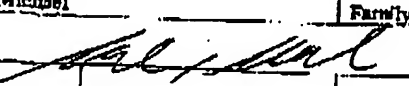
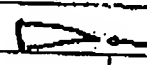
I hereby appoint all attorneys of SUGHRUE MION, PLLC who are listed under the USPTO Customer Number shown below as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|  |               |   |                           |
|--|---------------|---|---------------------------|
| <b>NAME OF BOLD OR FIRST INVENTOR:</b>   |               |   |                           |
| Given Name<br>(first and middle (if any)) <u>Mordechai</u>   |               | Family Name or Surname <u>ZUSSMAN</u>   |                           |
| Inventor's Signature    |               | Date <u>3/12/04</u>                     |                           |
| Residence: City <u>Khiat Bialik</u>  | State <u></u> | Country <u>Israel</u>                   | Citizenship <u>Israel</u> |
| Mailing Address: <u>c/o PASSOVER ISRAEL LTD. 33 Bezalel Street</u>                                       |               |   |                           |
| City <u>Ramat-Gan</u>  | State <u></u> | Zip <u>52521</u>                        | Country <u>Israel</u>     |
| <b>NAME OF SECOND INVENTOR:</b>  |               |   |                           |
| Given Name<br>(first and middle (if any)) <u>Michael</u>   |               | Family Name or Surname <u>ANGHEL</u>    |                           |
| Inventor's Signature    |               | Date <u>2/19/04</u>                     |                           |
| Residence: City <u>Ramat-Aviv</u>  | State <u></u> | Country <u>Israel</u>                   | Citizenship <u>Israel</u> |
| Mailing Address: <u>c/o PASSOVER ISRAEL LTD. 33 Bezalel Street</u>                                       |               |   |                           |
| City <u>Ramat-Gan</u>  | State <u></u> | Zip <u>52521</u>                        | Country <u>Israel</u>     |
| <b>NAME OF THIRD INVENTOR:</b>   |               |   |                           |
| Given Name<br>(first and middle (if any)) <u>Harel</u>   |               | Family Name or Surname <u>GOLOMBEK</u>  |                           |
| Inventor's Signature <u>Harel Golombek</u>   |               | Date <u>9/12/2004</u>                   |                           |
| Residence: City <u>Netanya</u>   | State <u></u> | Country <u>Israel</u>                   | Citizenship <u>Israel</u> |
| Mailing Address: <u>c/o PASSOVER ISRAEL LTD. 33 Bezalel Street</u>                                       |               |   |                           |
| City <u>Ramat-Gan</u>  | State <u></u> | Zip <u>52521</u>                        | Country <u>Israel</u>     |
| <b>NAME OF FOURTH INVENTOR:</b>  |               |   |                           |
| Given Name<br>(first and middle (if any)) <u>Dan</u>   |               | Family Name or Surname <u>SHKLARSKY</u> |                           |
| Inventor's Signature  |               | Date <u>9-14-04</u>                     |                           |
| Residence: City <u>Hifa</u>  | State <u></u> | Country <u>Israel</u>                   | Citizenship <u>Israel</u> |
| Mailing Address: <u>c/o PASSOVER ISRAEL LTD 33 Bezalel Street</u>  |               |   |                           |
| City <u>Ramat-Gan</u>  | State <u></u> | Zip <u>52521</u>                        | Country <u>Israel</u>     |